

CITY OF URBANA

COMMITTEE OF THE WHOLE - November 28, 2011 - 7:00 P.M.

CITY COUNCIL CHAMBERS - 400 S. VINE STREET, URBANA, IL

The City Council Committee of the Whole of the City of Urbana, Illinois, met in regular session Monday, November 28, 2011 in the Council Chambers of the Urbana City Building.

ELECTED OFFICIALS PHYSICALLY PRESENT: Diane Marlin (Chair); Brandon Bowersox; Eric Jakobsson; Robert E. Lewis; Dennis Roberts; Charlie Smyth; Heather Stevenson; Laurel Lunt Prussing; Phyllis D. Clark

ELECTED OFFICIALS PRESENT VIA TELECONFERENCE: None

ELECTED OFFICIALS ABSENT: None

STAFF PRESENT: Mike Monson; Patrick Connolly; William Gray; Curt Borman; Elizabeth Tyler; Robert Myers; Bart Hagston; Russell Chism

OTHERS PRESENT: Gary Cziko; Ron McClellan; Carol McKusick; Members of the Media

1. CALL TO ORDER AND ROLL CALL

Chair Marlin called the meeting of the Committee of the Whole to order at 8:27 p.m. [Following Special Council Meeting at 7:00 p.m.]

2. ADDITIONS TO THE AGENDA AND STAFF REPORT

There were none.

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

November 14, 2011 - Mr. Roberts made a motion to approve the minutes of the meeting held November 14, 2011. Mr. Lewis seconded. The minutes of November 14, 2011 meeting were approved by voice vote.

4. PUBLIC INPUT

Carol McKusick spoke to the Committee regarding her concerns with the recycling and hauling policies.

5. Ordinance No. 2011-11-130: An Ordinance Amending the Urbana City Code, Chapter Three, Section 3-41 (Class R-1 and R-2 Liquor Licenses)

Curt Borman (Acting City Attorney) gave the staff report. The proposed amendment will eliminate the current Class R, restaurant liquor license, and replace it with Class R-1 and Class R-2 licenses. Class R-1 is identical to present Class R license. Class R-2 will allow restaurants to sell beer and wine only for consumption on their premises. Discussion followed.

Ms. Stevenson made a motion to send to Council for approval. Mr. Lewis seconded. The motion carried by a voice vote.

6. ***Ordinance No. 2011-11-129: An Ordinance Amending the Urbana City Code, Chapter Three, Section 3-41 (Sidewalk Café Licenses)***

Curt Borman (Acting City Attorney) gave the staff report. The proposed amendment will allow Class R-1 and Class R-2 retail liquor license holders to obtain Class BW (sidewalk café) licenses. Discussion followed.

Mr. Smyth made a motion to send to Council for approval. Mr. Roberts seconded. The motion carried by a voice vote.

7. ***Ordinance No. 2011-11-134: An Ordinance Amending the Urbana City Code, Chapter Eleven (Addition of Division 4, Sidewalk Snow and Ice)***

Bart Hagston (Environmental Sustainability Manager) gave the staff report. Each winter season, complaints are received by Public Works regarding the sidewalks which are not cleared. Mayor Prussing has encouraged efforts to have the sidewalks cleared in a timely manner with some success. However, this voluntary effort has not been enough and this ordinance proposes a regulatory approach to the problem. The Downtown District and University District are being addressed with this program. A snow of 2 inches or more, or any accumulations of ice would result in the Public Works Director declaring a sidewalk snow removal policy in effect. This would be around the time of completion of snow removal from the streets. The notice would be made by news release and City website. Owners would be given 24 hours to clear sidewalks. Property owners not complying would be given an additional 24 hours via notification by door hanger, in-person visit and/or phone call. If compliance is not forthcoming, then a public nuisance could be declared and Public Works or designated contractor would be authorized to clear the sidewalk. Property owners would then receive a billing for the clearance and fine (starting at \$25 for first offense) and administrative fee of \$55. Public Works will assist property owners by hauling snow from intersection ramps, revise snow plow operations next to sidewalks to reduce snow levels and provide free salt. Discussion followed.

Ron McClellan spoke to the Committee regarding his concerns with snow removal and how Wesley Methodist Church is impacted.

Mr. Smyth made a motion to amend the language to include the east side of Lincoln Avenue from Springfield to Michigan Avenue. Mr. Bowersox seconded. The motion passed by a voice vote.

Mr. Smyth made a motion to amend the language to include Philo Road from Mumford to Florida on the east and Colorado to Florida on the west. Mr. Bowersox seconded the motion and it carried by a voice vote.

Mr. Smyth made a motion to direct Staff to bring ideas back to review at next Council meeting on how to clear multi-use paths. Mr. Bowersox seconded the motion and it carried by a voice vote.

Mr. Roberts made a motion to direct Staff to prepare a cost evaluation of including Main Street from Springfield Avenue to the Sherriff's Department on the north and Main Street from Springfield Avenue to the Courthouse on the south. The motion died for lack of a second.

Mr. Smyth made a motion to review the ordinance in May. Mr. Bowersox seconded the motion and it carried by a voice vote.

Mr. Smyth made a motion to send amended ordinance to Council for approval. Mr. Bowersox seconded. The motion carried by a voice vote.

Mr. Bowersox left the meeting at 10:07 p.m.

8. Ordinance No. 2011-11-133: An Ordinance Amending the Urbana City Code, Chapter Eleven, Section 11-53 (Waste Containers)

Bart Hagston (Environmental Sustainability Manager) gave the staff report. Existing language in the Code requires a property owner to provide waste containers, but does not specifically require containers be placed upon each occupied property. The proposed amendment would address the language deficiency. Discussion followed.

Mr. Smyth made a motion to amend the language in *paragraph b* of *Section 11-53* to read "All containers shall be maintained to be sound, with lids closed, and kept in sanitary condition". Ms. Marlin made a friendly amendment to adjust language in same *Section 11-53, paragraph a* to include wording regarding any neighbors sharing containers, not just those at adjacent properties. Mr. Jakobsson seconded the motion. There were no objections.

Ms. Stevenson made a motion to send ordinance as amended to Council for approval. Mr. Jakobsson seconded. The motion carried by a voice vote.

9. Traffic Commission Items:

a. Ordinance No. 2011-11-126: An Ordinance Amending Article V of the Urbana Local Traffic Code Establishing Speed Regulations on Certain Streets (Prairie Winds Drive, Prairie Winds Circle)

This item was handled in omnibus fashion with Ordinance Nos. 2011-11-127 and 2011-11-128.

William Gray (Public Works Director) gave the staff report. These items are being sent from the Traffic Commission and address traffic issue corrections in each of the locations.

Gary Cziko spoke to the Committee regarding his concerns with traffic signs in the City.

Mr. Roberts made a motion to send to Council for approval in omnibus fashion. Mr. Lewis seconded. The motion carried by a voice vote.

b. 2011-11-127: An Ordinance Amending Schedule H of Section 23-93 of the Urbana Local Traffic Code Requiring Stop Signs at a Certain Intersection (Illinois Street at Poplar Street)

This item was handled in omnibus fashion with Ordinance Nos. 2011-11-167 and 2011-11-128.

c. 2011-11-128: An Ordinance Amending Schedule I of Section 23-94 of the Urbana Traffic Code Requiring Yield Signs at a Certain Intersection (Illinois Street at Poplar Street)

This item was handled in omnibus fashion with Ordinance Nos. 2011-11-126 and 2011-11-127.

10. ***Resolution No. 2011-11-042R: A Resolution Authorizing Execution of an Intergovernmental Agreement Regarding the Clinton Landfill Permit Application to Accept Polychlorinated Biphenyls***

Mike Monson (Chief of Staff) gave the staff report. This resolution authorizes an intergovernmental agreement to share cost of legal action against the issuance of a permit by the EPA which would allow Clinton Landfill No. 3 to accept hazardous PCB contaminated soils. This landfill is directly over the Mahomet Aquifer and could pose a threat to the City's water supply. Discuss followed.

Mr. Smyth made a motion to send to Council for approval. Ms. Stevenson seconded. The motion carried by a voice vote.

14. **ADJOURNMENT**

There being no further business to come before the Committee, Chair Marlin declared the meeting adjourned at 10:38 p.m.

Joan M. Ryan
Recording Secretary

This meeting was taped.
This meeting was broadcast on cable television.
Minutes Approved: December 12, 2011